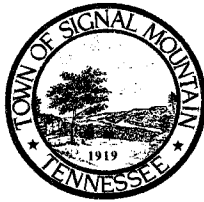


PAUL M. HENDRICKS  
Mayor

PHILLIP A. NOBLETT  
Town Attorney

HONNA K. ROGERS  
Town Manager



HERSHEL DICK  
Vice Mayor

ANNETTE ALLEN  
Councilmember

BILL LUSK  
Councilmember

SUSAN ROBERTSON  
Councilmember

## Town of Signal Mountain

1111 RIDGEWAY AVENUE  
SIGNAL MOUNTAIN, TENNESSEE 37377  
423-886-2177

### REGULAR MONTHLY MEETING OF SIGNAL MOUNTAIN TOWN COUNCIL, MONDAY, OCTOBER 6, 2008 TOWN HALL, 6:30 P.M.

#### AGENDA

1. Prayer – Stacey Seals (Fire Chaplain)
2. Roll Call
3. Approval of minutes:
  - a. Public Hearing September 8, 2008
  - b. Regular Meeting September 8, 2008
  - c. Agenda Meeting September 29, 2008
4. Resolutions
  - a. Awarding Quonset Hut Roof Repair Bid
  - b. Appointing members to the Tree Board
  - c. Authorizing Town Manager to sign gym contract
  - d. Identity Theft Prevention Policy
5. Ordinances
  - a. Annexation of Fox Run Subdivision and surrounding areas
  - b. Annexation of Wind Tree Subdivision and surrounding areas
  - c. Establishing a Commercial Garbage Fee
  - d. Setting a new Water Department Deposit fee
6. Discussions
  - a. Other items of business
7. Citizens Opportunity to Address Council (Three minute time limit)
8. Planning Commission Report – Lou Oliphant
9. Department Reports
10. Other Business
11. Adjourn

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR ROOF REPAIR ON THE PUBLIC WORKS QUONSET HUT LOCATED AT 714 MISSISSIPPI AVENUE TO PARRIS ROOFING IN THE AMOUNT OF NINETEEN THOUSAND NINE HUNDRED TWENTY FIVE AND NO/100 DOLLARS (\$19,925.00) AND AUTHORIZING THE TOWN MANAGER TO EXECUTE ANY NECESSARY DOCUMENTS IN CONNECTION WITH THIS AWARD.

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WHEREAS, Bids were requested and tabulation sheets have been received for the roof repair on the Public Works Quonset Hut located at 714 Mississippi Avenue, and

WHEREAS, the Town Manager has reviewed all bids submitted and has recommended that the bid of Parris Roofing be accepted, based on research by the Building Official, as the lowest and best bid for this project;

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, That the contract for the roof repair on the Public Works Quonset Hut located at 714 Mississippi Avenue is awarded to Parris Roofing in the amount of \$19,925.00 as the lowest and best bid for this project and further authorizing the Town Manager to execute any necessary documents in connection with this award.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
RECORDER

\_\_\_\_\_  
DATE

\_\_\_\_\_  
DATE

Town of Signal Mountain  
Public Works - Engineering  
  
**MEMORANDUM**

Date: September 22, 2008

To: Honna Rogers, Town Manager

From: Loretta Hopper, Public Works Director

Subject: Quonset Hut Roof Repair

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Bids were received and opened at 2:00 PM on September 22, 2008. Bids were advertised in the Times Free Press and five companies submitted bid packages. The bid tabulation is as follows:

	<b>BIDDER</b>	<b>TOTAL</b>
1.	E. S. Construction	\$ 18,419.00
2.	Parris Roofing & Sheet Metal Co., Inc.	\$ 19,925.00
3.	J.D. Helton Roofing Co., Inc.	\$ 23,750.00
4.	JDH Company	\$ 24,365.00
5.	D & G Roofing Co.	\$ 26,832.00

The E.S. Construction proposed a foam roofing system. Parris Roofing proposed an EDPM membrane adhered to insulation boards assembly. D&G Roofing proposed to install a corrugated metal roof over the existing metal. The other two companies did not specify the type of construction proposed.

Based on research by the building official, the EDPM membrane is the best method of roof repair for this building. Therefore, it is recommended that the bid of Parris Roofing be accepted for \$19,925.00.

Mailing: 1111 Ridgeway Avenue, Signal Mountain, TN 37377  
Shipping: 714 Mississippi Avenue, Signal Mountain, TN 37377  
Phone (423) 886-2177 – fax (423) 886-2939

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION APPOINTING NANCY CALDWELL, CORINNE GIAGNORIO, NOAH LONG, NEELD MESSLER, JEFF SIMMONS, AND BARBARA WOMACK AS MEMBERS OF THE TOWN OF SIGNAL MOUNTAIN'S TREE BOARD.

\_\_\_\_\_

BE IT RESOLVED by the Town Council of the Town of Signal Mountain, Tennessee, that the Town Council appoints Nancy Caldwell, 405 Brady Point Road, Signal Mountain, Tennessee, for a three (3) year term expiring on December 31, 2011; Corinne Giagnorio, 57 Carriage Hill, Signal Mountain, Tennessee, for a three (3) year term expiring on December 31, 2011; Noah Long, 171 Woodcliff Circle, Signal Mountain, Tennessee for a three (3) year term expiring on December 31, 2011; Neeld Messler, 403 Rolling Way, Signal Mountain, Tennessee, for a three (3) year term expiring on December 31, 2011; Jeff Simmons, 628 Timberlinks Drive, Signal Mountain, Tennessee, for a three (3) year term expiring on December 31, 2011; and Barbara Womack, 3010 Wingfield Court, Signal Mountain, Tennessee, for a three (3) year term expiring on December 31, 2011 to the Signal Mountain Tree Board.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
RECORDER

\_\_\_\_\_  
DATE

\_\_\_\_\_  
DATE

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION AUTHORIZING THE TOWN MANAGER TO ENTER INTO AN AGREEMENT WITH SIGNAL SCHOOL OF PHYSICAL EDUCATION AND CHARITY PAINTER FOR USE OF THE SIGNAL MOUNTAIN GYMNASIUM FOR THIRTY SIX (36) MONTHS. A COPY OF SAID AGREEMENT IS ATTACHED HERETO.

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WHEREAS the Town Manager and the Recreation Board and met with representatives of the Signal School of Physical Education to discuss and develop new terms and conditions of the use of the Signal Mountain Gymnasium; and

WHEREAS the parties have developed a new agreement for usage by the Signal School of Physical Education of the Town Gymnasium for the benefit of children of the Town attending gymnastic training and in the benefit of other uses at the Town Gymnasium which occur regularly for children and adults in the Town.

BE IT RESOLVED by the Town Council of the Town of Signal Mountain, Tennessee that the Town Manager is authorized to enter into an Agreement with Signal School of Physical Education and Charity Painter for use of the Signal Mountain Gymnasium and payments for gymnasium usage during the next thirty six (36) months. A copy of said Agreement is attached.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
RECORDER

\_\_\_\_\_  
DATE

\_\_\_\_\_  
DATE

**LEASE AGREEMENT BETWEEN TOWN OF SIGNAL MOUNTAIN AND  
SIGNAL SCHOOL OF PHYSICAL EDUCATION  
AND CHARITY PAINTER FOR USE OF SIGNAL MOUNTAIN GYMNASIUM**

WHEREAS, the Town of Signal Mountain agrees to rent the Town Gymnasium to Signal School of Physical Education and/or Charity Painter for gymnastic classes for the benefit of the Town's children; and

WHEREAS, the parties agree that the terms and conditions of this Lease Agreement should be in writing and that all the terms and conditions of this Lease Agreement shall be performed by Signal School of Physical Education and/or Charity Painter, as its Director.

NOW, THEREFORE, the parties agree as follows:

1. It is understood that these classes have gym equipment that is heavy enough to cut gashes in the gymnasium floor, and it is costly to repair such floor damage. Parallel bars will be stored when not in use in the "inset" area immediately adjacent to the north entrance's windows.
2. Parallel bars will be covered with a canvas, thick cloth cover, or roll up mats when not in use.
3. All of the following equipment shall be stored on the stage of the Town Gym when not in use: mats, balance beams, vault. The amount and the method of storage of the above listed equipment must have written approval of the Town Manager. A list of the currently approved items to be stored on the stage will be attached to the contract.
4. All equipment shall only be moved by using rollers or heavy padding approved by the Recreation Director.
5. The vault must be broken down and removed from the gym floor after each use in a method of storage which is approved in writing by the Town Manager.

6. No new equipment shall be stored in the gym at any time without the prior written approval of the Town Manager.

7. Signal School of Physical Education and/or Charity Painter agrees to reimburse the Town for all gymnasium floor repair costs caused by the school's equipment regardless of who misuses the equipment to cause the damage. Any repairs to the gymnasium floor will be estimated prior to work being performed and Signal School of Physical Education and/or Charity Painter agrees to provide payments for the expense to repair damages from the school's equipment which will be evaluated and assessed by the Town Manager.

8. Signal School of Physical Education and/or Charity Painter shall provide annual proof of liability insurance coverage in an amount and form which is approved by the Town Attorney and shall name the Town as an additional insured.

9. A fee of \$12.00 per hour shall be due for all scheduled use of the Town Gymnasium within thirty (30) days of the end of each session.

10. The Town Manager and Recreation Board shall establish a use schedule of the Town Gymnasium which will consider clean up time by Signal School of Physical Education before other uses begin for basketball or parties or other scheduled uses. Signal School of Physical Education agrees to comply with the use schedule established by the Town.

11. If any term of this agreement is not performed by Signal School of Physical Education and fails to be performed after thirty (30) days written notice, such action shall constitute a breach of this agreement which may result in termination of this agreement by the Town.

11. This Agreement shall be for a three (3) year term beginning October 1, 2008, and ending on September 30, 2011.

SIGNAL SCHOOL OF PHYSICAL EDUCATION

By: \_\_\_\_\_  
CHARITY PAINTER, Director

TOWN OF SIGNAL MOUNTAIN, TENNESSEE

By: \_\_\_\_\_  
HONNA ROGERS, Town Manager



RESOLUTION NO. \_\_\_\_\_

A RESOLUTION AUTHORIZING THE TOWN MANAGER TO  
ADOPT AN IDENTITY THEFT PREVENTION POLICY FOR THE  
TOWN OF SIGNAL MOUNTAIN.

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WHEREAS, the Fair and Accurate Credit Transactions Act of 2003, an amendment to the Fair Credit Reporting Act, required rules regarding identity theft protection to be promulgated; and

WHEREAS, those rules become effective November 1, 2008, and require municipal utilities and other departments to implement an identity theft program and policy; and

WHEREAS, the Town Council of the Town of Signal Mountain, Tennessee has determined that the following policy is in the best interest of the municipality and its citizens and is authorized to adopt policies and procedures for the Town; and

WHEREAS, the Town Manager has recommended the adoption of an Identity Theft Prevention Policy for the protection of town employees and its citizens from access to confidential information that may be disclosed whenever any Town records are reviewed or requested.

BE IT RESOLVED by the Town Council of the Town of Signal Mountain, Tennessee that the Town Manager is authorized to adopt an Identity Theft Prevention Policy for the Town of Signal Mountain recommended by the Municipal Technical Advisory Service, a copy of which is attached hereto.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
RECORDER

\_\_\_\_\_  
DATE

\_\_\_\_\_  
DATE

## **TOWN OF SIGNAL MOUNTAIN IDENTITY THEFT POLICY**

### **SECTION 1: BACKGROUND**

The risk to the municipality, its employees and customers from data loss and identity theft is of significant concern to the municipality and can be reduced only through the combined efforts of every employee and contractor.

### **SECTION 2: PURPOSE**

The municipality adopts this sensitive information policy to help protect employees, customers, contractors and the municipality from damages related to the loss or misuse of sensitive information.

This policy will:

1. Define sensitive information;
2. Describe the physical security of data when it is printed on paper;
3. Describe the electronic security of data when stored and distributed; and
4. Place the municipality in compliance with state and federal law regarding identity theft protection.

This policy enables the municipality to protect existing customers, reducing risk from identity fraud, and minimize potential damage to the municipality from fraudulent new accounts. The program will help the municipality:

1. Identify risks that signify potentially fraudulent activity within new or existing covered accounts;
2. Detect risks when they occur in covered accounts;
3. Respond to risks to determine if fraudulent activity has occurred and act if fraud has been attempted or committed; and
4. Update the program periodically, including reviewing the accounts that are covered and the identified risks that are part of the program.

### **SECTION 3: SCOPE**

This policy and protection program applies to employees, contractors, consultants, temporary workers, and other workers at the municipality, including all personnel affiliated with third parties.

### **SECTION 4: POLICY**

#### **4.A: Sensitive Information Policy**

##### **4.A.1: Definition of Sensitive Information**

Sensitive information includes the following items whether stored in electronic or printed format:

**4.A.1.a:** Credit card information, including any of the following:

1. Credit card number (in part or whole)
2. Credit card expiration date
3. Cardholder name
4. Cardholder address

**4.A.1.b:** Tax identification numbers, including:

1. Social Security number
2. Business identification number
3. Employer identification numbers

**4.A.1.c:** Payroll information, including, among other information:

1. Paychecks
2. Pay stubs

**4.A.1.d:** Cafeteria plan check requests and associated paperwork

**4.A.1.e:** Medical information for any employee or customer, including but not limited to:

1. Doctor names and claims
2. Insurance claims
3. Prescriptions
4. Any related personal medical information

**4.A.1.f:** Other personal information belonging to any customer, employee or contractor, examples of which include:

1. Date of birth
2. Address
3. Phone numbers
4. Maiden name
5. Names
6. Customer number

**4.A.1.g:** Town employees are encouraged to use common sense judgment in securing confidential information to the proper extent. Furthermore, this section should be read in conjunction with the Tennessee Public Records Act and the municipality's open records policy. If an employee is uncertain of the sensitivity of a particular piece of information, he/she should contact their supervisor. In the event that the Town cannot resolve a conflict between this policy and the Tennessee Public Records Act, the Town will contact the Tennessee Office of Open Records.

#### **4.A.2: Hard Copy Distribution**

Each employee and contractor performing work for the municipality will comply with the following policies:

1. File cabinets, desk drawers, overhead cabinets, and any other storage space containing documents with sensitive information will be locked when not in use.
2. Storage rooms containing documents with sensitive information and record retention areas will be locked at the end of each workday or when unsupervised.
3. Desks, workstations, work areas, printers and fax machines, and common shared work areas will be cleared of all documents containing sensitive information when not in use.
4. Whiteboards, dry-erase boards, writing tablets, etc. in common shared work areas will be erased, removed, or shredded when not in use.
5. When documents containing sensitive information are discarded they will be placed inside a locked shred bin or shredded using a mechanical cross cut or Department of Defense (DOD)-approved shredding device. Locked shred bins are labeled "*Confidential paper shredding and recycling.*" Municipal records, however, may only be destroyed in accordance with the city's records retention policy.

#### **4.A.3: Electronic Distribution**

Each employee and contractor performing work for the municipality will comply with the following policies:

1. Internally, sensitive information may be transmitted using approved municipal e-mail. All sensitive information must be encrypted when stored in an electronic format.
2. Any sensitive information sent externally must be encrypted and password protected and only to approved recipients. Additionally, a statement such as this should be included in the e-mail:

*"This message may contain confidential and/or proprietary information and is intended for the person/entity to whom it was originally addressed. Any use by others is strictly prohibited."*

### **SECTION 5: ADDITIONAL IDENTITY THEFT PREVENTION PROGRAM**

**If the municipality maintains certain covered accounts pursuant to federal legislation, the municipality may include the additional program details.**

#### **5.A: Covered accounts**

A covered account includes any account that involves or is designed to permit multiple payments or transactions. Every new and existing customer account that meets the following criteria is covered by this program:

1. Business, personal and household accounts for which there is a reasonably foreseeable risk of identity theft; or

2. Business, personal and household accounts for which there is a reasonably foreseeable risk to the safety or soundness of the municipality from identity theft, including financial, operational, compliance, reputation, or litigation risks.

## **5.B: Red flags**

The following red flags are potential indicators of fraud. Any time a red flag, or a situation closely resembling a red flag, is apparent, it should be investigated for verification.

### **5.B.1: Alerts/Notifications**

Alerts from third-party reporting agencies, such as:

- Alerts, notifications or warnings from a consumer reporting agency;
- A fraud or active duty alert included with a consumer report;
- A notice of credit freeze from a consumer reporting agency in response to a request for a consumer report; or
- A notice of address discrepancy from a consumer reporting agency as defined in § 334.82(b) of the Fairness and Accuracy in Credit Transactions Act.

### **5.B.2: Consumer Reports**

Consumer reports that indicate a pattern of activity inconsistent with the history and usual pattern of activity of an applicant or customer, such as:

- A recent and significant increase in the volume of inquiries;
- An unusual number of recently established credit relationships;
- A material change in the use of credit, especially with respect to recently established credit relationships; or
- An account that was closed for cause or identified for abuse of account privileges by a financial institution or creditor.

### **5.B.3: Suspicious documents**

Documents from applicants or other outside parties that appear to be inconsistent with other information, such as:

- Documents provided for identification that appear to have been altered or forged.
- The photograph or physical description on the identification is not consistent with the appearance of the applicant or customer presenting the identification.
- Other information on the identification is not consistent with information provided by the person opening a new covered account or customer presenting the identification.
- Other information on the identification is not consistent with readily accessible information that is on file with the municipality, such as a signature card or a recent check.
- An application appears to have been altered or forged, or gives the appearance of having been destroyed and reassembled.

#### **5.B.4: Suspicious personal identifying information**

Personal identifying information provided is inconsistent when compared against external information sources used by the municipality. For example:

- The address does not match any address in the consumer report;
- The Social Security number (SSN) has not been issued or is listed on the Social Security Administration's Death Master File; or
- Personal identifying information provided by the customer is not consistent with other personal identifying information provided by the customer. For example, there is a lack of correlation between the SSN range and date of birth.

Personal identifying information provided is associated with known fraudulent activity as indicated by internal or third-party sources used by the municipality. For example, the address on an application is the same as the address provided on a fraudulent application.

Personal identifying information provided is of a type commonly associated with fraudulent activity as indicated by internal or third-party sources used by the municipality. For example:

- The address on an application is fictitious, a mail drop, or a prison; or
- The phone number is invalid or is associated with a pager or answering service.

The SSN provided is the same as that submitted by other persons opening an account or other customers.

The address or telephone number provided is the same as or similar to the address or telephone number submitted by an unusually large number of other customers or other persons opening accounts.

The customer or the person opening the covered account fails to provide all required personal identifying information on an application or in response to notification that the application is incomplete.

Personal identifying information provided is not consistent with personal identifying information that is on file with the municipality.

When using security questions (mother's maiden name, pet's name, etc.), the person opening the covered account or the customer cannot provide authenticating information beyond that which generally would be available from a wallet or consumer report.

#### **5.B.5: Unusual use of, or suspicious activity related to, the covered account**

Shortly following the notice of a change of address for a covered account, the municipality receives a request for new, additional, or replacement goods or services, or for the addition of authorized users on the account.

A new revolving credit account is used in a manner commonly associated with known patterns of fraud patterns. For example, the customer fails to make the first payment or makes an initial payment but no subsequent payments

A covered account is used in a manner that is not consistent with established patterns of activity on the account. There is, for example:

- Nonpayment when there is no history of late or missed payments;
- A material change in purchasing or usage patterns

A covered account that has been inactive for a reasonably lengthy period of time is used (taking into consideration the type of account, the expected pattern of usage and other relevant factors).

Mail sent to the customer is returned repeatedly as undeliverable although transactions continue to be conducted in connection with the customer's covered account.

The municipality is notified that the customer is not receiving paper account statements.

The municipality is notified of unauthorized charges or transactions in connection with a customer's covered account.

The municipality receives notice from customers, victims of identity theft, law enforcement authorities, or other persons regarding possible identity theft in connection with covered accounts held by the municipality

The municipality is notified by a customer, a victim of identity theft, a law enforcement authority, or any other person that it has opened a fraudulent account for a person engaged in identity theft.

## **SECTION 6: RESPONDING TO RED FLAGS**

**6.A: Once potentially fraudulent activity is detected, an employee must act quickly as a rapid appropriate response can protect customers and the municipality from damages and loss.**

**6.A.1:** Once potentially fraudulent activity is detected, gather all related documentation and write a description of the situation. Present this information to the Finance Director for determination.

**6.A.2:** The Finance Director will complete additional authentication to determine whether the attempted transaction was fraudulent or authentic.

**6.B: If a transaction is determined to be fraudulent, appropriate actions must be taken immediately. Actions may include:**

1. Canceling the transaction;
2. Notifying and cooperating with appropriate law enforcement;
3. Determining the extent of liability of the municipality; and
4. Notifying the actual customer that fraud has been attempted.

## **SECTION 7: PERIODIC UPDATES TO PLAN**

**7.A:** At periodic intervals established in the program, or as required, the program will be re-evaluated to determine whether all aspects of the program are up to date and applicable in the current business environment.

**7.B:** Periodic reviews will include an assessment of which accounts are covered by the program.

**7.C:** As part of the review, red flags may be revised, replaced or eliminated. Defining new red flags may also be appropriate.

**7.D:** Actions to take in the event that fraudulent activity is discovered may also require revision to reduce damage to the municipality and its customers.

## **SECTION 8: PROGRAM ADMINISTRATION**

### **8.A: Involvement of management**

1. The Identity Theft Prevention Program shall not be operated as an extension to existing fraud prevention programs, and its importance warrants the highest level of attention.
2. The Identity Theft Prevention Program is the responsibility of the governing body. Approval of the initial plan must be appropriately documented and maintained.
3. Operational responsibility of the program is delegated to the Finance Director.

### **8.B: Staff training**

1. Staff training shall be conducted for all employees, officials and contractors for whom it is reasonably foreseeable that they may come into contact with accounts or personally identifiable information that may constitute a risk to the municipality or its customers.
2. The Finance Director is responsible for ensuring identity theft training for all requisite employees and contractors.
3. Employees must receive annual training in all elements of this policy.
4. To ensure maximum effectiveness, employees may continue to receive additional training as changes to the program are made.

### **8.C: Oversight of service provider arrangements**

1. It is the responsibility of the municipality to ensure that the activities of all service providers are conducted in accordance with reasonable policies and procedures designed to detect, prevent, and mitigate the risk of identity theft.
2. A service provider that maintains its own identity theft prevention program, consistent with the guidance of the red flag rules and validated by appropriate due diligence, may be considered to be meeting these requirements.
3. Any specific requirements should be specifically addressed in the appropriate contract arrangements.



ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE ADOPTING A PLAN OF SERVICES AND EXTENDING THE CORPORATE LIMITS OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, TO ANNEX CERTAIN TERRITORY CONTIGUOUS TO THE PRESENT CORPORATE LIMITS OF THE TOWN, BEING CERTAIN PARCELS ON ANDERSON PIKE ADJACENT TO THE FOX RUN SUBDIVISION IN HAMILTON COUNTY, TENNESSEE, AS SHOWN BY THE ATTACHED MAP.

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WHEREAS, the Town Manager was authorized to give notice of a public hearing on July 14, 2008, with reference to the herein described annexation which was noticed on August 22, 2008, which was more than fifteen (15) days prior to the public hearing which was held on September 8, 2008, at 6:00 p.m., and this Ordinance was noticed by publication in the daily newspaper of Chattanooga, Tennessee on September 26, 2008, which was more than seven (7) days before October 6, 2008; and

WHEREAS, pursuant to T.C.A. § 6-51-102, as amended by Public Chapter 1101 of 1998, it is necessary to submit a plan of services to the Signal Mountain Planning Commission; and

WHEREAS, the Plan of Services which is attached to this Ordinance was submitted to the Signal Mountain Planning Commission on July 14, 2008, and a written report was prepared and approved unanimously by the Signal Mountain Planning Commission on September 4, 2008, as required by Tennessee law; and

WHEREAS, after a public hearing and investigation by the Town Council, it now appears that the prosperity of the Town and of the territory herein described and as described in said notice will be materially retarded, and the safety and welfare of the inhabitants and property of the Town and the herein described territory endangered if such territory is not annexed; and

WHEREAS, the plan of services is adopted and the annexation of the hereinafter described territory is deemed necessary for the health, welfare and safety of the residents and property owners thereof, as well as of the Town of Signal Mountain as a whole;

NOW, THEREFORE,

Section 1. BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, That under the authority conferred by Chapter 113, Public Acts of 1955, and the amendments thereto (T.C.A. § 6-51-101, et seq.), that there be and hereby is annexed to the Town of Signal Mountain, Tennessee, and included within the corporate boundaries of said Town certain parcels on Anderson Pike adjacent to the Fox Run Subdivision, in Hamilton County, contiguous to the corporate boundaries of said Town which is more fully described as follows:

All roads and accepted right of ways in the Fox Run Subdivision shown on the attached map including streets named Bee Tree Lane, Blue Teal Lane, Bristlecone Lane, Bugle Call Way, Cloudcrest Trail, Fox Run Drive, Hobblebush Lane, Pintail Lane, Reynard Trail, Sly Fox Lane, Wingfield Court, Wood Sorrell Lane, and Woodlair Way, and all properties including all property within the following maps and parcels:

Hamilton County Tax Map # 089 013  
Hamilton County Tax Map # 089.014.01  
Hamilton County Tax Map # 089J A 010  
Hamilton County Tax Map # 089J A 012  
Hamilton County Tax Map # 089J A 014  
Hamilton County Tax Map # 089J A 016  
Hamilton County Tax Map # 089J A 018  
Hamilton County Tax Map # 089J A 020  
Hamilton County Tax Map # 089J A 022  
Hamilton County Tax Map # 089J A 024  
Hamilton County Tax Map # 089J A 026  
Hamilton County Tax Map # 089J A 028  
Hamilton County Tax Map # 089J A 030  
Hamilton County Tax Map # 089J A 032  
Hamilton County Tax Map # 089J A 032.02  
Hamilton County Tax Map # 089J A 033  
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Hamilton County Tax Map # 089J A 033.03  
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Hamilton County Tax Map # 089J A 037



Hamilton County Tax Map # 0890 C 024  
Hamilton County Tax Map # 0890 C 026  
Hamilton County Tax Map # 0890 C 029  
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Hamilton County Tax Map # 0890 E 002  
Hamilton County Tax Map # 0890 E 004  
Hamilton County Tax Map # 0890 E 006  
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Hamilton County Tax Map # 0890 F 004  
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Hamilton County Tax Map # 0890 H 028  
Hamilton County Tax Map # 0890 H 030  
Hamilton County Tax Map # 0890 H 032  
Hamilton County Tax Map # 098 002

Section 2. BE IT FURTHER ORDAINED, That residents of and persons owning property in the above-described territory shall be entitled to all the rights and privileges of citizenship in accordance with the provisions of the Charter of the Town of Signal Mountain, Tennessee, immediately upon annexation as though the above-described territory annexed has always been part of said Town of Signal Mountain, Tennessee.

Section 3. BE IT FURTHER ORDAINED, That the Plan of Services attached hereto which was submitted to the Signal Mountain Planning Commission and the written report which

was approved by the Signal Mountain Planning Commission on September 4, 2008, is adopted as the Plan of Services for this annexation area and shall be implemented in accordance with the terms and methods of services contained therein.

Section 4. BE IT FURTHER ORDAINED, That this Ordinance shall become operative thirty (30) days from and after its passage, or as otherwise provided by the provisions of T.C.A. § 6-51-102(a).

Section 5. BE IT FURTHER ORDAINED, That this Ordinance shall take effect, as distinguished from becoming operative, immediately from and after its passage, the public welfare requiring it.

Passed First Reading \_\_\_\_\_, 2008

Passed Second Reading \_\_\_\_\_, 2008

\_\_\_\_\_  
PAUL M. HENDRICKS, Mayor

\_\_\_\_\_  
MARK JOHNSON, Town Recorder

**PROPOSED PLAN OF SERVICES  
FOR FOXRUN SUBDIVISION AND ADJACENT PROPERTIES  
IN ACCORDANCE WITH  
TENNESSEE CODE ANNOTATED § 6-51-102  
JULY 2008**

The Town Council of the Town of Signal Mountain, Tennessee hereby proposes the following Plan for Provision of Services for certain properties lying contiguous to the present corporate limits of the Town of Signal Mountain, Tennessee, known as Fox Run Subdivision and certain parcels on Anderson Pike adjacent to the Fox Run Subdivision which are shown on the attached map and described as follows:

All roads and accepted right of ways in the Fox Run Subdivision shown on the attached map including streets named Bee Tree Lane, Blue Teal Lane, Bristlecone Lane, Bugle Call Way, Cloudcrest Trail, Fox Run Drive, Hobblebush Lane, Pintail Lane, Reynard Trail, Sly Fox Lane, Wingfield Court, Wood Sorrell Lane, and Woodlair Way, and all properties including all property within the following maps and parcels:

Hamilton County Tax Map # 089 013  
Hamilton County Tax Map # 089.014.01  
Hamilton County Tax Map # 089J A 010  
Hamilton County Tax Map # 089J A 012  
Hamilton County Tax Map # 089J A 014  
Hamilton County Tax Map # 089J A 016  
Hamilton County Tax Map # 089J A 018  
Hamilton County Tax Map # 089J A 020  
Hamilton County Tax Map # 089J A 022  
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Hamilton County Tax Map # 089J A 028  
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Hamilton County Tax Map # 089J A 032  
Hamilton County Tax Map # 089J A 032.02  
Hamilton County Tax Map # 089J A 033  
Hamilton County Tax Map # 089J A 033.02  
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Hamilton County Tax Map # 089J A 042  
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Hamilton County Tax Map # 089J A 048  
Hamilton County Tax Map # 089J A 050  
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Hamilton County Tax Map # 089 014  
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Hamilton County Tax Map # 089J A 032.01  
Hamilton County Tax Map # 089J A 032.03  
Hamilton County Tax Map # 089J A 033.01  
Hamilton County Tax Map # 089J A 033.03  
Hamilton County Tax Map # 089J A 035  
Hamilton County Tax Map # 089J A 037  
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Hamilton County Tax Map # 089J A 045  
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Hamilton County Tax Map # 089J A 049  
Hamilton County Tax Map # 089J A 051  
Hamilton County Tax Map # 089O A 001  
Hamilton County Tax Map # 089O A 003



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Hamilton County Tax Map # 0890 F 001  
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Hamilton County Tax Map # 0890 F 005  
Hamilton County Tax Map # 0890 F 007  
Hamilton County Tax Map # 0890 F 009  
Hamilton County Tax Map # 0890 F 011  
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Hamilton County Tax Map # 0890 E 008  
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Hamilton County Tax Map # 0890 H 028  
Hamilton County Tax Map # 0890 H 030  
Hamilton County Tax Map # 0890 H 032  
Hamilton County Tax Map # 098 002

A. POLICE

Patrolling, radio directed response to calls for assistance, crime prevention services, traffic control and accident prevention services and other police protection and support using present personnel and equipment will be provided on the effective date of annexation. Within six (6) months of the effective date of annexation, one additional officer will be hired and a vehicle for the officer will be secured.

B. TRAFFIC ENGINEERING

Traffic Engineering and installation of signs and other traffic control devices to be installed as required throughout the annexation area, when the need is established by appropriate traffic studies which shall be conducted within six (6) months of the effective date of annexation.

C. FIRE



1. Fire protection by present personnel and the equipment of the fire fighting force within the limitations of available water and distance from fire stations will be provided on the effective date of annexation.

2. Within eighteen (18) months after annexation, placement of hydrants will be installed where there are existing water mains of adequate size on the basis of nationally-accepted standards defined by the National Fire Underwriters' Association. As additional water lines are extended into the annexation area by Walden's Ridge Utility Service, if not presently served, fire hydrants shall be installed as required by the above-mentioned standard when the population density or need for hydrant services is sufficient to cost effectively extend hydrant services to the annexed property in the discretion of the Town Manager and the Town Council.

3. Within twelve (12) months after annexation, a study will be completed to determine the need for construction of a fire substation near the annexed area on property owned by the Town to assure the continued compliance with standards established by the National Fire Underwriters appropriate to the existing fire insurance rating which is received by other residents within the Town.

D. REFUSE COLLECTION

The same regular refuse collection or comparable services provided by the Town to its other residents will be extended to the annexed area within ninety (90) days of the effective date of annexation.

E. ROAD AND STREET CONSTRUCTION AND REPAIR; SIGNS AND LIGHTING, AND STORMWATER AND DRAINAGE

1. Emergency maintenance of streets (repair of hazardous chuck holes, measures necessary to maintain normal traffic flow), removal of snow and/or sanding of streets during icing conditions will begin on the effective date of annexation.

2. Routine maintenance, on the same basis as in the present Town, will begin in the annexed area on the effective date of annexation.

3. Within eighteen (18) months of annexation, street name signs will be installed as needed in all substantially developed areas.

4. Street lights will be installed where needed within the annexed area under the same standards as now prevail in the Town.

5. Stormwater and drainage services for all streets within the annexed area will be studied within six months of the date of annexation to determine the extent of services needed within the annexed area. Emergency erosion and drainage services currently provided to all streets within the Town shall be provided to the annexed area immediately following the effective date of annexation.

F. PLANNING AND ZONING

The planning and zoning jurisdiction of the Town will be immediately extended to the annexed area on the effective date of annexation. Town planning will thereafter encompass the annexed area. Pending a review of the zoning by the Town of Signal Mountain Planning Commission and the Town Council, the property shall be reclassified to a temporary classification of LDR Low Density Residential District pursuant to Article 603 of the Town's Zoning Ordinance.

G. RECREATION AND OTHER TOWN PROGRAMS

1. All of the recreational areas and programs provided for the present Town residents will be made available immediately to the residents of the annexed area in the same manner as received by current residents of the Town.

2. Recreation programs such as swimming, summer camps, baseball, flag football, basketball, tennis will be made available to all residents of the annexed area in the same manner as received by current residents of the Town.

3. The Town Library and the Mountain Arts Community Center facilities shall be made available immediately to the residents of the annexed area in the same manner as are received by current residents of the Town.

H. WATER SYSTEM

Water for all annexed properties will continue to be provided in the same manner as it is currently provided by the Walden's Ridge Utility District.

I. ELECTRICAL SERVICE

Electricity will continue to be provided to residents of the newly annexed area by the Electric Power Board of Chattanooga.

J. SEWER SYSTEM

Sewer services for properties within the annexed area will be provided to the residents of the newly annexed area by the Hamilton County Water and Wastewater Authority to the extent that lines are available to properties within the annexed area. The construction of new sewer lines will occur when the density of development makes new sewer lines feasible and funds for the construction of necessary sewer lines are available as determined by the Hamilton County Water and Wastewater Authority.

K. INSPECTION/CODE ENFORCEMENT

The Town of Signal Mountain now provides inspection and code enforcement services (building, electrical, plumbing, gas, and unsafe building services) to all areas of the Town. These same services will be provided to the newly annexed area when it becomes a part of the Town.

L. ANIMAL CONTROL

The Humane Educational Society currently provides the services of animal control and enforces the Town's leash laws and other animal control ordinances. This service or other comparable services available to citizens of the Town will be available in the new area when the annexation becomes effective.

# Parcels

## Fox Run Subdivision



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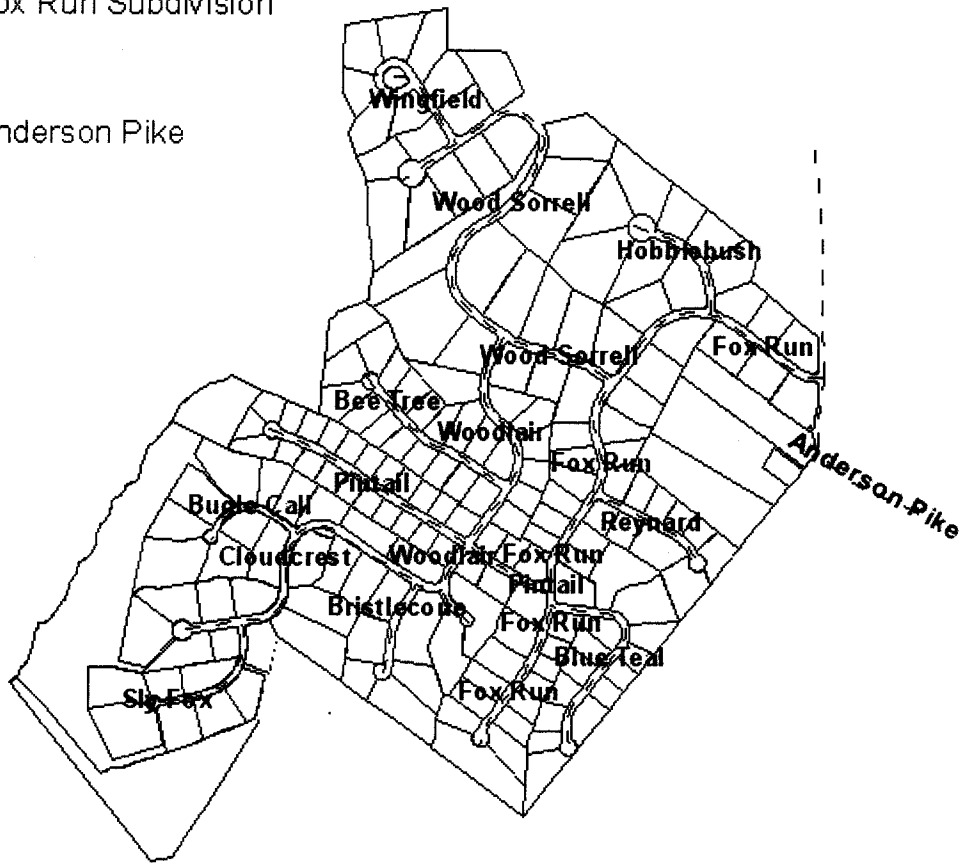
Fox Run Roads



Fox Run Subdivision

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Anderson Pike



ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE ADOPTING A PLAN OF SERVICES AND EXTENDING THE CORPORATE LIMITS OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, TO ANNEX CERTAIN PROPERTIES ADJACENT TO WINDTREE SUBDIVISION ON ANDERSON PIKE AND SHACKLEFORD RIDGE ROAD IN HAMILTON COUNTY, TENNESSEE, AS SHOWN BY THE ATTACHED MAP.

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WHEREAS, the Town Manager was authorized to give notice of a public hearing on July 14, 2008, with reference to the herein described annexation which was noticed on August 22, 2008, which was more than fifteen (15) days prior to the public hearing which was held on September 8, 2008, at 6:00 p.m., and this Ordinance was noticed by publication in the daily newspaper of Chattanooga, Tennessee on September 26, 2008, which was more than seven (7) days before October 6, 2008; and

WHEREAS, pursuant to T.C.A. § 6-51-102, as amended by Public Chapter 1101 of 1998, it is necessary to submit a plan of services to the Signal Mountain Planning Commission; and

WHEREAS, the Plan of Services which is attached to this Ordinance was submitted to the Signal Mountain Planning Commission on July 14, 2008, and a written report was prepared and approved unanimously by the Signal Mountain Planning Commission on September 4, 2008, as required by Tennessee law; and

WHEREAS, after a public hearing and investigation by the Town Council, it now appears that the prosperity of the Town and of the territory herein described and as described in said notice will be materially retarded, and the safety and welfare of the inhabitants and property of the Town and the herein described territory endangered if such territory is not annexed; and

WHEREAS, the plan of services is adopted and the annexation of the hereinafter described territory is deemed necessary for the health, welfare and safety of the residents and property owners thereof, as well as of the Town of Signal Mountain as a whole;

NOW, THEREFORE,

Section 1. BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, That under the authority conferred by Chapter 113, Public Acts of 1955, and the amendments thereto (T.C.A. § 6-51-101, et seq.), that there be and hereby is annexed to the Town of Signal Mountain, Tennessee, and included within the corporate boundaries of said Town certain properties adjacent to Windtree Subdivision on Anderson Pike and Shackleford Ridge Road, in Hamilton County, contiguous to the corporate boundaries of said Town which is more fully described as follows:

All roads and accepted right of ways in the Windtree Subdivision shown on the attached map including streets named Chestnut Ridge Lane, Covington Lane, Mountain Hollow Drive, Scenic Hollow Lane, Silver Springs Drive, Valleydale Lane, Walking Stick Road, Windtree Hollow Lane, and Windtree Drive and including all property with the following Hamilton County maps and parcels numbers:

Hamilton County Tax Map # 089 003.05  
Hamilton County Tax Map # 089A B 017  
Hamilton County Tax Map # 089A B 019  
Hamilton County Tax Map # 089A B 021  
Hamilton County Tax Map # 089A B 021.03  
Hamilton County Tax Map # 089A B 021.05  
Hamilton County Tax Map # 089A B 021.07  
Hamilton County Tax Map # 089H A 001  
Hamilton County Tax Map # 089H A 003  
Hamilton County Tax Map # 089H A 005  
Hamilton County Tax Map # 089H A 008  
Hamilton County Tax Map # 089H A 010  
Hamilton County Tax Map # 089H A 012  
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Hamilton County Tax Map # 089A B 016  
Hamilton County Tax Map # 089A B 018  
Hamilton County Tax Map # 089A B 020  
Hamilton County Tax Map # 089A B 021.02  
Hamilton County Tax Map # 089A B 021.04  
Hamilton County Tax Map # 089A B 021.06  
Hamilton County Tax Map # 089A B 021.08  
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Hamilton County Tax Map # 089I C 003  
Hamilton County Tax Map # 089I C 005  
Hamilton County Tax Map # 089I C 007  
Hamilton County Tax Map # 089I C 008.01  
Hamilton County Tax Map # 089I D 002  
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Hamilton County Tax Map # 089I D 016  
Hamilton County Tax Map # 089I D 018

Section 2. BE IT FURTHER ORDAINED, That residents of and persons owning property in the above-described territory shall be entitled to all the rights and privileges of citizenship in accordance with the provisions of the Charter of the Town of Signal Mountain,



Tennessee, immediately upon annexation as though the above-described territory annexed has always been part of said Town of Signal Mountain, Tennessee.

Section 3. BE IT FURTHER ORDAINED, That the Plan of Services attached hereto which was submitted to the Signal Mountain Planning Commission and the written report which was approved by the Signal Mountain Planning Commission is adopted as the Plan of Services for this annexation area and shall be implemented in accordance with the terms and methods of services contained therein.

Section 4. BE IT FURTHER ORDAINED, That this Ordinance shall become operative thirty (30) days from and after its passage, or as otherwise provided by the provisions of T.C.A. § 6-51-102(a).

Section 5. BE IT FURTHER ORDAINED, That this Ordinance shall take effect, as distinguished from becoming operative, immediately from and after its passage, the public welfare requiring it.

Passed First Reading \_\_\_\_\_, 2008

Passed Second Reading \_\_\_\_\_, 2008

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PAUL M. HENDRICKS, Mayor

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MARK JOHNSON, Town Recorder

**PROPOSED PLAN OF SERVICES**  
**WINDTREE SUBDIVISION AND ADJACENT PROPERTIES**  
IN ACCORDANCE WITH  
TENNESSEE CODE ANNOTATED § 6-51-102  
JULY 2008

The Town Council of the Town of Signal Mountain, Tennessee hereby proposes the following Plan for Provision of Services for certain properties lying contiguous to the present corporate limits of the Town of Signal Mountain, Tennessee, known as Windtree Subdivision and certain properties adjacent to Windtree Subdivision on Anderson Pike and Shackleford Ridge Road which are shown on the attached map and described as follows:

All roads and accepted right of ways in the Windtree Subdivision shown on the attached map including streets named Chestnut Ridge Lane, Covington Lane, Mountain Hollow Drive, Scenic Hollow Lane, Silver Springs Drive, Valleydale Lane, Walking Stick Road, Windtree Hollow Lane, and Windtree Drive and including all property with the following Hamilton County maps and parcels numbers:

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Hamilton County Tax Map # 089I A 003	Hamilton County Tax Map # 089I A 004
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Hamilton County Tax Map # 089I B 009  
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Hamilton County Tax Map # 089I C 003  
Hamilton County Tax Map # 089I C 005  
Hamilton County Tax Map # 089I C 007  
Hamilton County Tax Map # 089I C 008.01  
Hamilton County Tax Map # 089I D 002  
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Hamilton County Tax Map # 089I D 010  
Hamilton County Tax Map # 089I D 012  
Hamilton County Tax Map # 089I D 014  
Hamilton County Tax Map # 089I D 016  
Hamilton County Tax Map # 089I D 018

A. POLICE

Patrolling, radio directed response to calls for assistance, crime prevention services, traffic control and accident prevention services and other police protection and support using present personnel and equipment will be provided on the effective date of annexation. Within six (6) months of the effective date of annexation, one additional officer will be hired and a vehicle for the officer will be secured.

B. TRAFFIC ENGINEERING

Traffic Engineering and installation of signs and other traffic control devices to be installed as required throughout the annexation area, when the need is established by appropriate traffic studies which shall be conducted within six (6) months of the effective date of annexation.

C. FIRE

1. Fire protection by present personnel and the equipment of the fire fighting force within the limitations of available water and distance from fire stations will be provided on the effective date of annexation.

2. Within eighteen (18) months after annexation, placement of hydrants will be installed where there are existing water mains of adequate size on the basis of nationally-accepted standards defined by the National Fire Underwriters' Association. As additional water lines are extended into the annexation area by Walden's Ridge Utility Service, if not presently served, fire hydrants shall be installed as required by the above-mentioned standard when the population density or need for hydrant services is sufficient to cost effectively extend hydrant services to the annexed property in the discretion of the Town Manager and the Town Council.

3. Within twelve (12) months after annexation, a study will be completed to determine the need for construction of a fire substation near the annexed area on property owned by the Town to assure the continued compliance with standards established by the National Fire Underwriters appropriate to the existing fire insurance rating which is received by other residents within the Town.

D. REFUSE COLLECTION

The same regular refuse collection or comparable services provided by the Town to its other residents will be extended to the annexed area within ninety (90) days of the effective date of annexation.

E. ROAD AND STREET CONSTRUCTION AND REPAIR; SIGNS AND LIGHTING, AND STORMWATER AND DRAINAGE

1. Emergency maintenance of streets (repair of hazardous chuck holes, measures necessary to maintain normal traffic flow), removal of snow and/or sanding of streets during icing conditions will begin on the effective date of annexation.

2. Routine maintenance, on the same basis as in the present Town, will begin in the annexed area on the effective date of annexation.

3. Within eighteen (18) months of annexation, street name signs will be installed as needed in all substantially developed areas.

4. Street lights will be installed where needed within the annexed area under the same standards as now prevail in the Town.

5. Stormwater and drainage services for all streets within the annexed area will be studied within six months of the date of annexation to determine the extent of services needed within the annexed area. Emergency erosion and drainage services currently provided to all streets within the Town shall be provided to the annexed area immediately following the effective date of annexation.

F. PLANNING AND ZONING

The planning and zoning jurisdiction of the Town will be immediately extended to the annexed area on the effective date of annexation. Town planning will thereafter encompass the annexed area. Pending a review of the zoning by the Town of Signal Mountain Planning Commission and the Town Council, the property shall be reclassified to a temporary classification of LDR Low Density Residential District pursuant to Article 603 of the Town's Zoning Ordinance.

G. RECREATION AND OTHER TOWN PROGRAMS

1. All of the recreational areas and programs provided for the present Town residents will be made available immediately to the residents of the annexed area in the same manner as received by current residents of the Town.

2. Recreation programs such as swimming, summer camps, baseball, flag football, basketball, tennis will be made available to all residents of the annexed area in the same manner as received by current residents of the Town.

3. The Town Library and the Mountain Arts Community Center facilities shall be made available immediately to the residents of the annexed area in the same manner as are received by current residents of the Town.

H. WATER SYSTEM

Water for all annexed properties will continue to be provided in the same manner as it is currently provided by the Walden's Ridge Utility District.

I. ELECTRICAL SERVICE

Electricity will continue to be provided to residents of the newly annexed area by the Electric Power Board of Chattanooga.

J. SEWER SYSTEM

Sewer services for properties within the annexed area will be provided to the residents of the newly annexed area by the Hamilton County Water and Wastewater Authority to the extent that lines are available to properties within the annexed area. The construction of new sewer lines will occur when the density of development makes new sewer lines feasible and funds for the construction of necessary sewer lines are available as determined by the Hamilton County Water and Wastewater Authority.

K.     INSPECTION/CODE ENFORCEMENT

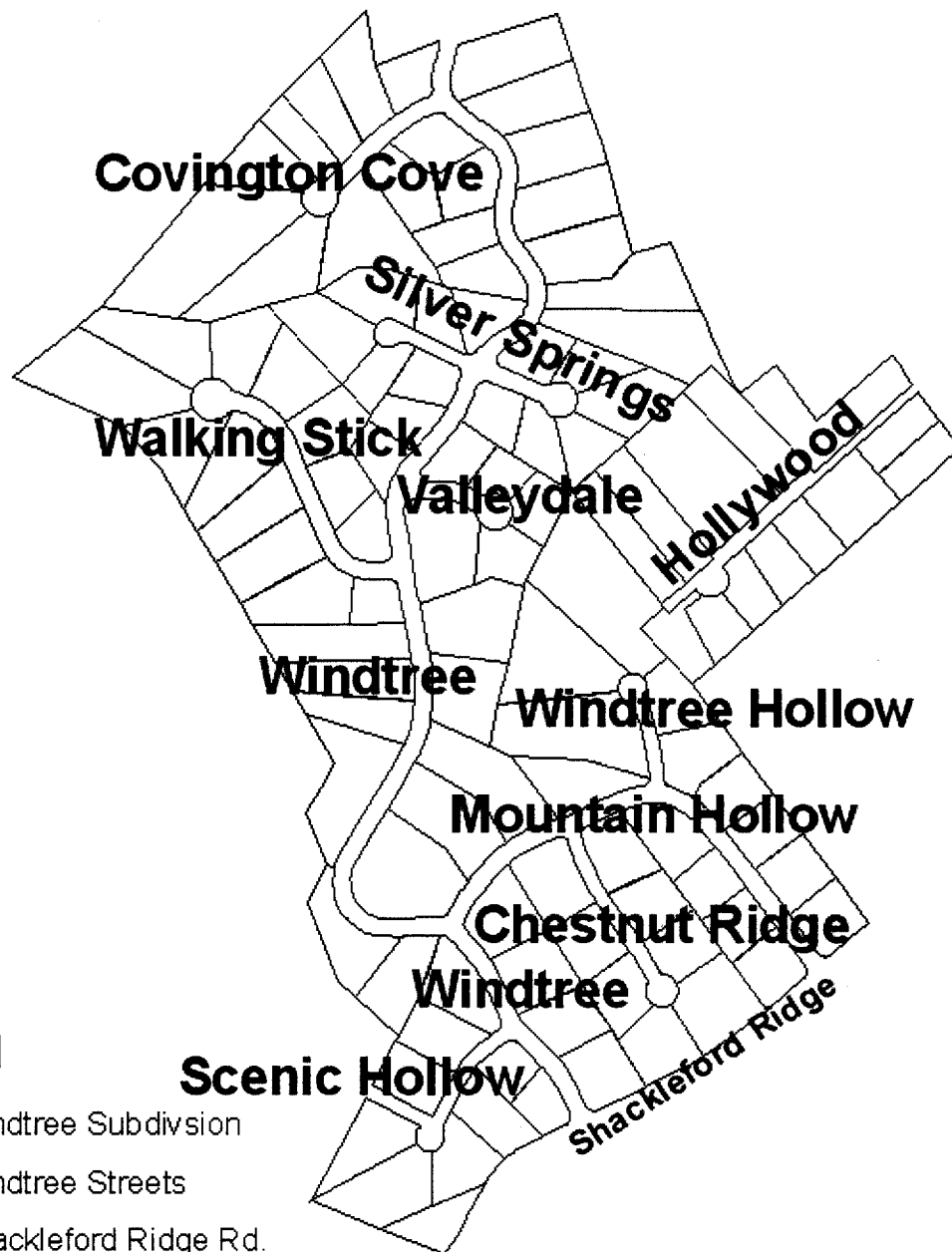
The Town of Signal Mountain now provides inspection and code enforcement services (building, electrical, plumbing, gas, and unsafe building services) to all areas of the Town. These same services will be provided to the newly annexed area when it becomes a part of the Town.

L.     ANIMAL CONTROL

The Humane Educational Society currently provides the services of animal control and enforces the Town's leash laws and other animal control ordinances. This service or other comparable services available to citizens of the Town will be available in the new area when the annexation becomes effective.

# Streets

## Windtree Subdivision





ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE TO ADD A NEW SECTION 17-111 TO THE SIGNAL MOUNTAIN TOWN CODE, TO ESTABLISH RATES FOR COMMERCIAL REFUSE PICKUPS AND EQUIPMENT CHARGES WITHIN THE TOWN.

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SECTION 1. BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, That a new Section 17-111 shall be added to Title 17, Chapter 1 of the Town Code, which shall state as follows:

**17-101      Commercial Refuse Fees.** The Town may provide pickup services for limited amounts of refuse from commercial businesses within the Town for established rates which shall be collected by the Town Manager. All fees for commercial refuse pickup shall be paid in accordance with the schedule below:

Equipment:

First two cans	No Charge
Third can	\$60.00
Fourth can	\$60.00

Pickup Rate:

First two cans	No Charge
Third can	\$13.00 per month
Fourth can	\$13.00 per month

SECTION 2. That this Ordinance shall become effective immediately from and after its passage as provided by law.

Passed First Reading \_\_\_\_\_, 2008.

Passed Second Reading \_\_\_\_\_, 2008.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
RECORDER

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING SECTION 18-107 OF THE TOWN CODE TO ESTABLISH A NEW CUSTOMER DEPOSIT IN THE AMOUNT OF ONE HUNDRED (\$100.00) DOLLARS IN THE WATER RATES WITHIN THE TOWN OF SIGNAL MOUNTAIN.

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WHEREAS, The Town Council is authorized by Signal Mountain Town Code 18-107 to adopt rate schedules for water rates from time to time by appropriate resolution or ordinance which reflect operating costs and bond interest and redemption costs incurred by the Town; and

WHEREAS, All water within the Town of Signal Mountain is authorized to be supplied exclusively by the Town subject to such water rates; and

WHEREAS, Article IV of the Signal Mountain Charter requires that legislative action of the Council shall be by Ordinance when regulating the rate charged for its services by a public utility, fixing fees, service charges and utility rates; and

WHEREAS, The Town Council believes that the amendment of Section 18-107 of the Town Code is necessary to establish the rate for New Customer deposits in the amount of \$100.00 by Ordinance and to provide for refunds of any amounts of this deposit remaining after payment of the final bill.

SECTION 1. NOW, THEREFORE, be it ordained by the Town Council of the Town of Signal Mountain, Tennessee that Section 18-107 be amended to add the following language:

**Section 18-107.**

**Schedule of Rates.** All water and sewer service shall be furnished under such rate schedules as the Town may from time to time adopt by Ordinance. The rate schedule for water service within the Town shall include a deposit for new customers in the amount of \$100. Upon discontinuing service, any remaining funds will be refunded to the customer after the final water bill is subtracted from the deposit.

SECTION 2. That this Ordinance shall become effective immediately from and after its passage as provided by law.

Passed First Reading \_\_\_\_\_, 2008

Passed Second Reading \_\_\_\_\_, 2008

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
RECORDER

\_\_\_\_\_  
DATE

\_\_\_\_\_  
DATE

PAUL M. HENDRICKS  
Mayor

PHILLIP A. NOBLETT  
Town Attorney

HONNA K. ROGERS  
Town Manager



HERSHEL DICK  
Vice Mayor

ANNETTE ALLEN  
Councilmember

BILL LUSK  
Councilmember

SUSAN ROBERTSON  
Councilmember

## Town of Signal Mountain

1111 RIDGEWAY AVENUE  
SIGNAL MOUNTAIN, TENNESSEE 37377  
423-886-2177

PLANNING COMMISSION  
Town of Signal Mountain, Tn  
Work Session, September 23, 2008  
6:00 pm Town Hall

Members: Chairman John Trimpey; Vice Chairman Wells Blake; Secretary Lou Oliphant; Van Bunch, Melissa Cantrell; Jeff Duncan; Don Moon; Wayne Williams; Mayor Paul Hendricks; Councilmember Annette Allen.

Absent: Bunch, Duncan

Others present: Town Attorney and Advisor Phillip Noblett; Julian Bell

Chairman Trimpey opened the Work Session for discussion and review of the Proposed Subdivision Regulations Article I, II, III. Discussion on how to handle the final vote – to be on the entire sections. Mr. Trimpey then asked the questions and corrections received from the members: These corrections, changes, and deleted items will be available on the Town's Web Site [www.signalmountaintn.gov](http://www.signalmountaintn.gov). Article I was the only section considered.

The meeting was adjourned at 8:00 p.m. No other Work Session was scheduled at this time. The Regular meeting is October 2, 2008 7:00 p.m. Town Hall at which time a Work Session will be scheduled.

Lou Oliphant  
Secretary